

**Department of Planning and Budget
2002 Fiscal Impact Statement**

1. Bill Number SB107

House of Origin Introduced Substitute Engrossed
Second House In Committee Substitute Enrolled

2. Patron Marye

3. Committee Passed Both Houses

4. Title Eminent domain.

5. Summary/Purpose:

Repeals the enactment clause on procedure that were scheduled to expire on July 1, 2002. The provisions require that eminent domain valuation be determined by a panel of commissioners or a jury, with the majority of those listed for the jury pool being freeholders. The bill also 1) requires the condemnor to provide a copy of its appraisal of the property with its offer to purchase, 2) raises the limit for compensation for the survey, 3) requires the condemnor to conduct a title search before making an offer, 4) requires that the condemnor use a certified general real estate appraiser, and 5) allow tenants whose lease terms is 12 months or longer to intervene in the proceedings.

6. Fiscal Impact Estimates are Final.

7. Budget amendment necessary: No.

8. Fiscal implications :

The courts system and the Department of Transportation noted that there should not be an impact on their agencies. The Attorney General's Office was contacted, but information was not provided.

9. Specific agency or political subdivisions affected: VDOT, the Attorney General's Office, and the courts system.

10. Technical amendment necessary: No.

11. Other comments: None.

Date: 03/14/02/jlm

Document: (D G:\Leg02\SB107ER.DOC)

cc: Secretary of Transportation